

MESSAGE NO: 3158307 MESSAGE DATE: 06/07/2013

MESSAGE STATUS: Active CATEGORY: Antidumping
TYPE: LIQ-Liquidation PUBLIC ☒ NON-PUBLIC ☐
SUB-TYPE: ADRV-Administrative Review

FR CITE: 78 FR 29702 FR CITE DATE: 05/21/2013

REFERENCE
MESSAGE #
(s):

CASE #(s): A-428-201

EFFECTIVE DATE: 05/21/2013 COURT CASE #:

PERIOD OF REVIEW: 05/01/2011 TO 09/14/2011

PERIOD COVERED: TO

TO: { Directors Of Field Operations, Port Directors }

FROM: { Director AD/CVD & Revenue Policy & Programs }

RE: Liquidation instructions for ball bearings and parts thereof from Germany produced and/or exported by Certain Firms for the period 05/01/2011 through 09/14/2011 (A-428-201)

1. For all shipments of ball bearings and parts thereof from Germany produced and/or exported by firms listed below and entered, or withdrawn from warehouse, for consumption during the period 05/01/2011 through 09/14/2011, liquidate all entries without regard to antidumping duties:

Producer and/or Exporter: Audi AG

Case Number: A-428-210-093

Producer and/or Exporter: Bayerische Motoren Werke AG

Case Number: A-428-210-000

Producer and/or Exporter: Volkswagen AG

Case Number: A-428-210-101

Producer and/or Exporter: Volkswagen Zubehor GmbH

Case Number: A-428-210-102

Producer and/or Exporter: W&H Dentalwerk Burmoos GmbH

Case Number: A-428-210-103

Certain firms did not have their own case number during the period of review; entries may have been made under A-428-201-000 or other company-specific case numbers.

2. Notice of the lifting of suspension of liquidation of entries of subject merchandise covered by paragraph 1 occurred with the publication of the final results of administrative review (78 FR 29702, 05/21/2013). The antidumping duty order on ball bearings and parts thereof from Germany was revoked, effective 09/15/2011 (see message 1259303 dated 09/16/2011).

3. There are no injunctions applicable to the entries covered by this instruction.

4. The assessment of antidumping duties by CBP on shipments or entries of this merchandise is subject to the provisions of section 778 of the Tariff Act of 1930, as amended. Section 778 requires that CBP pay interest on overpayments or assess interest on underpayments of the required amounts deposited as estimated antidumping duties. The interest provisions are not applicable to cash or bonds posted as estimated antidumping duties before the date of publication of the antidumping duty order. Interest shall be calculated from the date payment of estimated antidumping duties is required through the date of liquidation. The rate at which such interest is payable is the rate in effect under section 6621 of the Internal Revenue Code of 1954 for such period.

5. Upon assessment of antidumping duties, CBP shall require that the importer provide a reimbursement statement, as described in section 351.402(f)(2) of commerce's regulations. The importer should provide the reimbursement statement prior to liquidation of the entry. If the importer certifies that it has an agreement with the producer, seller, or exporter, to be reimbursed antidumping duties, CBP shall double the antidumping duties in accordance with the above-referenced regulation. Additionally, if the importer does not provide the reimbursement statement prior to liquidation, reimbursement shall be presumed and CBP shall double the antidumping duties due. If an importer timely files a protest challenging the presumption of reimbursement and doubling of duties, consistent with CBP's protest process, CBP may accept the reimbursement statement filed with the protest to rebut the presumption of reimbursement.

6. If there are any questions by the importing public regarding this message, please contact the Call Center for the Office of AD/CVD Operations, Import Administration, International Trade Administration, U.S. Department of Commerce at (202) 482-0984. CBP ports should submit their inquiries through authorized CBP channels only. (This message was generated by O1:CC initials.)

7. There are no restrictions on the release of this information.

Michael B. Walsh

Company Details

*Party Indicator Value:

I = Importer, M = Manufacturer, E = Exporter, S = Sold To Party